# PRITTION FILED IN BEHALF SAYS OF INFANT CHILD ASKS FOR POWER OF ADMINISTRA Effect of War Upon Mainland

Assuming That 'Hawaiian Chiefess' Died Intestate and Appearing As 'Next Friend' of Richard Smart, Disinherited Son of Deceased Woman, Attorney Seeks Letters

UST before the doors of court closed for the day an everyward travel, declars Taylor, but westward travel, declars Taylor, but testate and Appearing As 'Next Friend' of

dered this year in their estimates of westward travel, declared Taylor, but in spire of their blunder and the radial declared against Henry Gaillard Smart for life, Theima Parker Smart.

Tition for letters of administration was filed by Clarence H. Olson, on behalf of Richard Smart, the spire of their blunder and the radial certains at their estimates which lately has been made, Hawaii and the Eacile Coast will have a big year.

Will Relieve Secretary Wood Taylor returns to take the place of Secretary H.P. Wood of the promotion committee. Wood will leave for San Francisco tomorrow to become resident full committee. UST before the doors of court closed for the day an tional fight declared against Henry Gailfard Smart for eased wife, Thelma Parker Smart.

A petition for letters of administration was filed by Horney Clarence H. Olson, on behalf of Richard Smart, the infant son, and an order was issued by Judge Whitney authorizing Mr. Olson to appear in the administra-tion proceedings in the capacity of the child's next friend, in the legal phrase.

### WILL FORCE OUT WILL

This sudden move on the part of the side representing Mrs. Elizabeth J. Knight, mother of the deceased heiress, throws Smart on the defensive and practically forces him to produce the will, filel has so far not been filed in court.

applying for letters of administration, the attorneys reprenting Mrs. Knight proceeded on the theory that the will was null vold and that for all purposes of the law Mrs. Smart died

he petition for administration was filed in champers at about ur-thirty o'clock. Judge Whitney signed the order of notice of ring the petition, setting the time for March 17. It specifically upon Smart, Alfred W. Carter and O. L. Sorenson, named in etition should not be granted.

A deputy sheriff was instructed to serve Smart with a copy of order last evening.

### TEXT OF OLSON PETITION

The following is the petition:

E GIRQUIT COURT OF THE FIRST JUDICIAL CIRCUIT, IRITORY OF HAWAIL—AT CHAMBERS—IN PROBATE. Matter of the Estate of Annie T. K. Parker Smart, Deceased—

idled intestate.

If died intestate.

If petitioner was at the time of the death of the said delow is the son and sole and only surviving issue of the said is a minor of the age of nineteen months or thereabouts; d decoaled also left surviving her Henry Gaillard Smart, and the father of your petitioner.

In the father of your petitioner.

In the said Henry Gaillard Smart would, if the said purported mitted to probate, under the terms thereof, take or acquire the said the said

stion of this court and composing a part of the estate of the sceased, to which your petitioner is entitled as the sole heir at the said deceased under the laws of the Territory of Hawaii dag intestacy, and that therefore the interests of said Henry Gail-mart, herein are adverse to and conflict with the interests of your

partitionar herein are adverse to and conflict with the interests of your putitionar herein.

That the estate of said deceased consists of certain personal effects, the exact character and value of which is to your petitioner unknown, and the right to share in the income from a certain trust estate consisting of real and personal property, within the jurisdiction of this court, placed in trust by the deceased by that certain deed of trust by her executed and delivered to Alfred W. Carter, trustee, dated April 25, 1912, and recorded in the Hawaiian Eegistry of Courveyances in liber 365, pages 273-283, the exact value of which said right is to your petitioner maknown.

That your petitioner is the sole and only heir of said deceased. That Guardian Trust Company, Limited, is a corporation organized and existing under the laws of the Territory of Hawaii and duly empowered to act as administrator of estates of deceased persons in the Territory of Hawaii.

Wherefore your petitioner prays that said Guardian Trust Company, Limited, be appointed administrator of the estate of said deceased, and that due notice be given to all persons interested to appear at such time and place as this court may direct to show cause, if any they lisve, why the prayer of this petition should not be granted; and particulativy in addition to such actice given by publication, that such as the said summons be given personally to said Henry Gaillard Smart, Alfred W. Carter and O. L. Sorsenson, the persons named as aforesaid as executors in the said purported will.

RIGHARD SMART, Said Minor, Petitioner, By (Bigned)

CLARENCE H. OLSON, His Next Friend.

Dated, Honolulu, January 11th, 1915.

MOVE A DISTINCT SURPRISE

Barthonistry in addition to such netice given by publication, that such notice and summons be given personally to said Henry Galllard Smarr, Alfred W. Carter and O. L. Sorsenson, the persons named as aforesaid at executors in the said purported will.

BY (Signed) CLARENCE H. OLSON, His Next Priend.

Dated, Honolulu, January 1tth, 1915.

MOVE A DISTINCT SURPRISE

This new move came as a distinct surprise to the other side in the case. They had refrained from saying when the will would be filled, or from making public its contents.

Though not made fully public, the general contents of the instrument are known. It was opened at Waimea, Hawaii, following the funeral of Mrs. Smart, and read in the presence of relatives.

The great bulk of the \$2,000,000 estate is devised to Smart and her eighteen months' old child is cut off without a cent. Many of Smart's relatives are remembered with liberal legacies, but only of commandiant of the command of the case is advance of similar instruments and her eighteen months' old child is cut off without a cent. Many of Smart's relatives are remembered with liberal legacies, but only of command and the case is devised to Smart and her eighteen months' old child is cut off without a cent. Many of Smart's relatives are remembered with liberal legacies, but only of command and the case of the traveling public in the tention of the traveling public in the sant.

11 have no doubt whatever, that with the added steamship accommodations placed on the San Francisco-Hobour with find, when it counts up at the end of 1915, that the old elogan, 'Promotion Work on Coast "The work of the Coast branch of the promotion work on Coast "The work of the Coast branch of the promotion committee has been largely along the lines of a consultation public public in the cast. of Smart's relatives are remembered with liberal legacies, but only

child and to break the will will be in a general way along the same if continued, might well be located furthers. Cruelty, indifference toward wife and child, selfishness and which promise will be enumerated, it is said to be a few of the testatrix's are mentioned. which promise to hold the attention of the courts here for years.

## ATTORNEY KINNEY DUE FRIDAY

W. A. Kinney, one of the leading counsel for Mrs. Knight, was by us. expected this morning on the Sierra, but did not arrive. Mr. Olson Campaign at Hawaii Building stated that he would doubtless arrive on the Mongolia Friday. Mr. Kinney has been engaged in San Francisco getting affidavits from the formal opening of the Hawaii many witnesses who will play an important part in the coming proceedings.

Travel Has Been Felt, Says A. P. Taylor

fair commissioner, and will be away for at least ten months. In addition to taking Wood's place, Taylor will have an active part in the work of the out-

door committee, which is closely allied to the promotion organization.

Taylor's fourteen months in San Francisco as the representative of the promotion committee have splendidly equipped him to take the chair of Wood. He has been in direct touch Wood. He has been in direct touch with the leading transportation and promotion men of the Coast, and returns with many ideas for the development and improvement of the promotion work of the Islands.

Estimates of Travel Wrong

Speaking of the tourist travel, Taylor and vastenday.

lor said yesterday:

"The most eminent transportation experts all over the United States have fallen down in their

experts all over the United States have fallen down in their estimates for westward travel, these estimates being based on the supposed domeatic travel activity due to the war.

'There is no doubt that travel all over the world would have been accentuated by reason of the Panaima-Pacific Exposition and the Panaima-Canal; qud-railroad and steamship lines were making unusual preparations to carry the traffic when the war interrupted travel to Europe and the Orirupted travel to Europe and the Ori

"These experts then figured that the usual European travel could enaily be diverted to the Pacific Coast. It looked plausible, and for a while there was a considerable trend of travel this way. As the war continued, the custern part of the United States became financially affected, and persons whose incomes would ordinarily permit them to travel anywhere found their incomes radically reduced.

anywhere found their incomes radically reduced.

Travel Figures Are Revised

'In the last few weeks it has been ascertained that thousands of men and acomen in the East have been distinged from positions dividends have been cut off, and the estimates for travel were completely revised. For a time the Pacific Ocean was regarded as an unsafe place for a voyage, owing to the activity of the warring countries there. However, there is a considerable trend of the formar European travel to the Pacific Coast, and when I left San Francisco transportation men and exposition officials were feeling and exposition officials were feeling easier about the attendance problem.

'The steamship companies operating to San Francisco informed me that their bookings are above normal for coming sailings, and this indicates that we are to get our own quota of the traveling public. Using Hawaii as Bait

"The transportation men are begin-ning to learn that after all tourist-getting is a very intengible proposition. They are making redoubled efforts, however, to bring traffic to the western ever, to bring traffic to the western coast, and are using Hawali as a bait. The Santa Fe railroad sipplied to me for a very large supply of literature, which it sent to its eastern agencies, and included with this were a very large number of the Carnival posters.

'The Southern Pacific took similar this wastern agencies, and included with this were a very large number of the Carnival posters. nation, while all three steamship companies—the Pacific Mail, Oceanic and Matsop—are making every effort now to bring Hawaii prominently to the attention of the traveling public in the

formation along many lines was sup-plied weeks in advance of similar in-formation ordinarily supplied from the

ther East, to become a central distrib-oting depot. The steamship companies in Sen Francisco are splendid Island tourist bureaus, and with their correspondence connections and direct eastern representatives they are in a posi-to make good the work already begun

"I have always believed that with many witnesses who will play an important part in the coming proceedings.

It is probable that the main fight over the will is to be made in Honolulu, while the fight for the custody of the child will take place at Kailua, Hawaii. Smart stated yesterday that he will leave here tomorrow to be near his son.

"I have as much right to my child as any father," declared Smart yesterday. He declared he would fight to the end for his child, even if it meant the loss of his entire estate,

"The Hawaii building is located at the Hawaii building the Hawaii building the components at the

# Large Tourist Business This Year For Honolulu



500 passengers visit Hawaii soon after her arrival in the Pacific. I understand also that the Hamburg-American Company still hopes to carry out its old plans for regular world crumes, via the canal, Hilo and Honolulu.

Wrestlers held the boards at

Wrestlers held the boards at the skuting rink last night, three bouts being staged, two of which were under eatch as eatch can rules, while the other brought forth a couple of husky Japaness jui jitsu stars, and each of the bouts proved interesting.

In the preliminary affair at eatch as eatch can. Sailor Carson won two straight falls from Young Andraic, the first in seventeen minutes and the second in nine minutes. In the juj jitsu matches Kindo won from Sodagawara in two falls, the first in eight minutes and the second in seven enjances. In the main event Searle won the first fall in twelve minutes with a access and arm bar lock hold. Willis came back as a winner of the second bout in ten minutes with a half Nelson. The third bout was won by Searle in aix minutes with a rolling fall, as, Referee Barron expressed it.

with a reiling fall, as Referee Barron expressed it.

Of the two styles introduced, eateh as catch can and jul jitsu, the latter firmshed the most excitement and the two men taking part in the bodts gave an excellent exhibition of the Japanese style of wrestir a sad were liberally applicated for their efforts.

The show was well conducted and a fair-sized crowd witnessed the contest, all of whom were men except one, the fair sex being represented by a young woman who found a seat back against the wall in the bleachers.

She proved a good sport though and joined in applicating the contestants when the applicate was due them.

## AZEVEDO SEEKS MANAGER

Joe Avezedo, the California light-weight, is auxiotis for some eastern manager of boxers to handle him. The Golden State lightweight is without anyone to guide, him and is ready to listen to any respectable proposition.

# A FORTY YEARS' TEST.

A FORTY TEARS TEST.

Chamberlain's Cough Remedy has been curing coughs and colds for the on the east. Their great naval base, to past forty years and has guined in popularity every year. What better recognition, was the key to the whole strategie position, was Ilonoluin.

In conclusion Doctor Cornish said that now the whole world was expendition and

Will Require Constant Attention Says Expert, and Never Can Be Completed

At the recent meeting of the Liver od Geographical Society an interest ing address was delivered by Dr. Vang han Cornish, F.R.G.S., on the Panama Canal and its importance to all the nations of the world. A. A. Booth, chairman of the Cunare

Line, who presided, said that Doctor Cornish had recently visited the canal, and would be able to tell them exactly how the work had been completed. He Mr. Booth supposed completed was really not the word, because a canal of that kind could never be completed, as shatant work must be going on. As read in the press a few days ago, work of the canal had been interrepted by a laudslide. Owing to the war, in which ril other news was cut out of the newspapers by the war they had not heard or read nearly as much

Cornish dwelt on the eradication of malaria and yellow fever from the Canal Zone and the great benefits which had resulted.

Canal Zone and the great benefits which had resulted. It was a matter of great significance, he said, for the future of the tropical lands and more particularly for South America.

A Great Undertaking.

Be said that he had visited Panama last February and March. The water had been let into the canal, the lake had been filled and some beginning had been made with navigation. A free navigation of the canal was interrupted by land slides, and there was a

tainly be termed a tenth wonder of the world.

"As to my local work, I am not fully cognizant of the details, except I indicated a many committee in order to maintain the correspondence ramifications which have kept Hawaii before the transportation officials throughout the world, but also the new outdoor setivities of the recently organized outdoor committee.

After War, Transandous Awakening

"With the conclusion of the war there will undoubtedly be a tremendous reawakening of round-the-world tours, once of which is now boing organized by Thomas Cook & Sons. This exentsion will arrive here early in 1916, and take is both Hawaii and Oshin; and continued to be seen the great regulating machinery to control the surplus waters of the ricer and its tributaries, Wilen the fourteen lock gates at Gatun were open the flow of water was actually greater than the flow of water over Niagara Falls. The engineer had been abused for spoiling waterfalls, but at Gatun they had one of the fluest waterfalls in the world, After he had seen that splendid flow of water be went back to the power house, distant a considerably to the wast and west. At Spillway there wast to be seen the great regulating machinery to control the surplus waters of the ricer and its tributaries, Wilen the fourteen lock gates at Gatun were open the flow of water was actually greater than the flow of water was iting Hilo first. Other excursions are in embryo, and their nuccess, of contract depends upon the war. The Great Northern Steamship Company is sending two palatial steamers to the Pacific for the Coast run from San Francisco to the Sound. An effort is being made to have one of these made and the last few years down in the widdle of a wilderness, which was a few years for the Sound. An effort is being made to have one of these made and impossible to restrain one a admiration

impossible to restrain one's admiration for the men who had done that work, and also for the nation that had supported and emonaraged thom in the distant sphere of their great labors.

Land Sildes Oftief Trouble

It is quite true that De Lesseps did not finish the canal, that his money came to an end, but he (the lecturer) did not think they should talk of the failure of De Lesseps, because he was the first man who said that there should be a canal and that it should be at Panama. The great difficulty that they had was the land alides. When he saw the canal in February there was 45 feet of fresh water maintained, which was equivalent to more than 40 feet feet of fresh water maintained, which was equivalent to more than 40 feet of, sait water, and the width of that chaunel was about 500 feet, and the least width was 300 feet, but mifortunately there was still considerable difficulty met with at the center of the Cilebra Cut. All the dam was finished and the locks practically finished, and everything was working satisfactorily except on the two sides of the hill, where two landslides occurred within one and one-half miles of each other, and that was the only thing that stood between the engineers and the complebetween the engineers and the comple-tion of the canal. Al through Septemtion of the canal. Al through September the canal was considerably used by vessels of large dimensions, but unfortunately during October there had been an increased development of the land alides. When he returned to London is March be gave an account of his examination, and his opinion was that the canal could be made ultimately a complete success. At Balbon the that the caual could be made ultimately a complete success. At Balboa, the
Pacific terminal, they were fitting out
great docks and plers. It is to be
the great port on the Pacific Ocean
because, although the Panama Canal
was to be a great commercial undertaking, it was equally important as a
strategic undertaking.

Honolulu Key To Position
The strategic aspect was very important and interesting. He had spokeu more than once of the reduction of
distances as it affected steamers. The

en more than once of the reduction of distances as it affected steamers. The distances between New York and San Francisco was reduced by 8000 miles, and between Liverpool and Vancouver by 6000 miles, yet the Panaum Canal was disappointing as regarded the reduction of distances to some Pacific Ocean ports. There was a reduction from New York to Yokohama of 3800 miles and to Sydney of 3500 miles but miles and to Sydney of 3500 miles, but, miles and to Sydney of 3500 miles, but, although there was so little reduction when they looked at what was bring in crossing the Pacific Ocean as regarded commercial ships, it was not see that it was an example of great so as regarded naval routes, becapse in time of war and when war was implicable in time of war and when war was implicable in the of war and when war was implicable in the could night congratulate them. They could be undertaking was which was the key to the whole strat.



### MARINE TIDINGS By Merchants' Ex

lip. m. Friday, January S.
Balboa—Arrived, January 7, S. S.
Dakofan, from Hilo December 18.
Saturday, January 9, 1915.
San Francisco—Arrived, January 9, 6:30 a. m., S. S. Ventura, hence January 9, 1915.

Seattle—Sailed, January 8, 100 p. m., S. S. Columbian, for Honelulu.
Puget Sound—Arrived, January 9, bk. M. Winkelman, hence December 8, Sair Francisco—Sailed, January 9, 1:30 p. m., S. S. Mongolia, for Honolulu.

Kahului—Arrived, January 8, schr Defiance, from Nitrate Ports. Monday, January 11, 1915. Eureka—Arrived, January 9, 8, 8 Strathardle, from Honolulu January 1

## PORT OF HUNGLULU.

Str. Kaiulani, from Kausi, 9:30 a. m. Sehr, Robert Lewers, from Aberdeen, a. m. Str. Likelike, from Kauni, 5:45 a. m. Str. Mauna Kea, from Hilo, d. 20 a. m. Str. Arizonau, from San Francisco,

Str. Makura, from Sydney, 7:45 a. m Str. Claudine, from Maui, 12 mid

Str. Mikahal, from Maul and Mole Wailele, from Hilo, 2:15 a. m. Matsonia, from Hilo, 6:30 a. m. Strathgarry, from Newcastle

Str. Indrakuala, from Galveston, 9

m. Str. Roren, from Yekohama, 11:30 Str. Santa Maria, from Port Harford S. A. T. Dig. for Scattle, 4:10

Str. Claudine, for Mani, 5:15 p. m. Schr., Flaurence Ward, for Fanning sland, 2 p. m. . Str. Makurs, for Vancouver, 2:30 Str. Mauna Kea, for Hilo, 3 p. m. Bk. Clan Galbraith, for Puget Sound, 3:30 p. m. Str. W. G. Hall, for Kauai, 5 p. Str. Claudine, for Mani ports, 5

Str. Likelike, for Kaual, 5;20 p. m. Str. Arizonan, for Maui and Hawaii, ;20 p. m.

Co. Bell. Mrs. Ethel E
Passengers arrived per steamer
Kinua from Kauai, January 10: W. E.
Shaw, Yep Chung, Ma Lum, Lee Sam,
Miss A. Akana, Alebrt Klaaina, Mrs. D.
Keys, D. Keys, C. H. Dye, W. C. Parke,
E. M. Hulse, M. A. Nicholl, E. J. Nell
Mrs. Kealo Makini, Miss S. Makini,
Mrs. A. T. Rodrigues, A. Gartley, R.
Ivers, F. C. Hagens, F. E. Thompson,
H. C. Waldren, A. Horner, A. S. Wilcox, Francia Gay, Nakaya, W. Hookano,
Mrs. Sakai, Miss Kuramoto, W. H
Kruse, A. Mikaela, Mrs. M. Aki,
Faksengers arrived per steamer Mikahala from Maui and Molokai, January
10: Sai You, J. H. Wilson, Miss L.
Searle, Miss D. McCorriston, Miss L.
Searle, Miss D. McCorriston, Miss L.
Searle, Miss D. McCorriston, Miss D.
Cooke, Mrs. Agnes H. Judd, Dr. J. R.
Judd and wife, Doctor George W. Me.
Coy and wife, F. Reimenschneider, and eighteen deck passengers.
Passengers arrived per steamer
Claudine from Maui, January 10: C.
Aku, H. Hutchina, S. Hocking, K. Lasaki, Mrs. E. Victor, Miss Victor, A.
Kekipl, Edwin Farmer, Chuck Hoy.
Per str. Sierra, from San Francisco,
January 11.—Mrs. J. Armstrong, T. M.

C. O. Bell, Mrs. Ethel E. A. C. Murdock.
Per str. Mauna Kea,
Way porta, Jan. 9. John,
J. W. Hose, Miss E. Ehr
Geö. Fatheringham, R. F.
K. Myerz, Ahjche, Mrs.
K. Myerz, Ahjche, Mrs.
S. Chillingworth, three
servant, Miss A. Brune,
Brune, Demetric Magu
Mrs. M. M. Oraham

H. C. Waldren, A. Horner, A. K.

K. Myerz, Ahjche, Mrs.
S. Chillingworth, three
servant, Miss A. Brune,
Brune, Demetric Magu
Mrs. M. M. Oraham

A. C. A. Cheke, Mrs.
A. C. Mardock

A. C. Murdock

Ray porta, Jan. 9.
J. W. Hose, Miss L. E.
A. C. Murdock

Ray porta, Jan. 9.
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Way porta, Jan. 9.
J. W. Hose, Miss January
J. W. Hose, Miss E. Ehr

Geö. Fatheringham, R. F.
K. Myerz, Ahjche, Mrs.
S. Chillingworth, three
servant, Miss A. Brune,
Schill, Mrs. A. A. Chenger

S. Chillingworth, three
servant, Miss A. Brune,
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servant, Miss A. Brune,
S. Chillingworth, three
servant, Miss A. Brune,
S. Chillingworth, three
servant, Miss A. Brune

Per str. Sierra, from San Francisco, January 11.—Mrs. J. Armstrong, T. M. Bail, C. L. Bartiett, F. W. Camp, R. R. Carlisle, Miss L. Claypool, A. P. Craw-ford, Mrs. A. W. Cummings, J. Darey, Mrs. Lea Delmon, J. H. Ellis, Mrs. Ellis. W. J. Endey, Thos. Flood, Robt. P. Greer, Mrs. Greer, W. Kieswetter, F. A. Lufkin, D. McCune, Mrs. E. E. Mahlum, C. Matrain, B. B. Mayer, Miss E. H. Metcalf, Miss S. E. Metcalf, Miss Kate Milne, A. M. Morgenthaler, Mrs.

characteristies, and, above all, the cacharacteristics, and, above all, the capabilities of the different nations and groups of nations of the world, and when they looked at what was being done at Panama he thought they must see that it was an example of great qualities and very successful application of those qualities on the part of the American nation upon which they could highly congretable there. They could highly congretable there. They could highly congratulate them. They could also congratulate themselves that that very remarkable undertaking was achieved by a kindred nation, one of the Angle-Saxon group, and he did not think there was anything better the horse. The animal was suffering

# Monday, January 11, 1915.

NAME OF STOCK CAPITAL PAR VAL

CAR	1, 1627,18	SOLE)	3.4	1470
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Jan. 10, 1915. Hutchinson, .15; Palutian, .15; laku, .50.

Mrs. Vodden, Miss Elizabeth White Mrs. A. A. Williams, S. G. West.

and maid, W. M. Giffard, J. B. Castle, Geo. Fatheringham, R. F. Wells, Zeno K. Myers, Ab. Che, Mr. and Mrs. W. S. Chillingworth, three children and servant, Miss X. Brune, Mrs. A. E. Brune, Demetring Magula, Mr. and Mrs. M. M. Orabam.

Animal Slips Off Trail and Lieutenant Paimer of Artiflery Escapes Death

Lieut. K. C. Palmer, First Pield Ar tillery, stationed at Schofield Barrack, is suffering from sovere contusions received in a fall off a mountain train the maket side of the Walans range, near Opacula gulch, on Saturday night. He is also mourning the loss of a very fine horse, which was so badly injured it had to be shot.

The officer had a miraculous escape from death. When his mount slipped

all dealers, Benson, Smith & Co., Ltd., that just now the whole world was ex-agents for Hawaii. | from a broken hip and other injuries,